

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

FAO No.4079 of 2016 (O&M)

Date of decision : 08.08.2016

Reliance General Insurance Company Ltd.

.....Appellant

Versus

Jasleen Kaur and others

...Respondents

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Mr. Sanjeev Kodan, Advocate for appellant.

DARSHAN SINGH, J.

The present appeal has been preferred by the appellant-Reliance General Insurance Company Limited (respondent No.3 in the claim petition) against the award dated 20.5.2016 passed by learned Motor Accidents Claims Tribunal, Ludhiana (hereinafter called the "Tribunal"), vide which claimants/respondents No.1 to 4 have been awarded compensation to the tune of ₹ 9,93,000/- on account of death of Avtar Singh who has died in the motor vehicular accident, which took place on 27.06.2014.

2. Learned counsel for the appellant-Insurance Company contended that the learned Tribunal has wrongly determined the income of the deceased to be ₹ 6000/- per month without any documentary evidence. Thus, he contended that the compensation awarded by the learned Tribunal is exorbitant.

3. I have duly considered the aforesaid contentions.

4. As per the case of the claimants, deceased Avtar Singh was employed with one Manjeet Singh as driver and was getting ₹ 12,500/- per month. But in the absence of any cogent evidence, the learned Tribunal did not accept this version of the claimants. However, the learned Tribunal determined the income of the deceased to be ₹ 6000/- per month observing that the deceased was an able bodied person and he can earn this much even by doing unskilled job. I do not find any illegality in this conclusion of the learned Tribunal with respect to the income of the deceased.

5. No other point was raised before this court at the time of arguments.

6. Thus, the present appeal has no merits and the same is hereby dismissed.

08.08.2016

sunil yadav

(DARSHAN SINGH)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No